

HEALTH DEPARTMENT

The 5th February, 1974

No. 317-3HBII-73/3805.—Whereas the Governor of Haryana is satisfied that the State of Haryana is threatened with an out-break of dangerous epidemic disease, namely, Malaria and the ordinary provisions the law for the time being in force are insufficient for the purpose. Now, therefore, in exercise of the powers conferred by section 2 of the Epidemic Disease Act, 1897, the Governor of Haryana hereby makes the following regulations, namely :—

1. These regulations may be called the Haryana Epidemic Diseases (Malaria) Regulation, 1974.
2. In these regulations unless the context otherwise requires :—
 - (a) "Epidemic Disease" means Malaria.
 - (b) Passive Surveillance "Centre" means any place which may be declared by the Deputy Commissioner concerned in exercise of the powers conferred upon him to be a passive Surveillance Centre.
 - (c) "Inspecting Officer" means a person appointed by the Director, Health Services or the Chief Medical Officer concerned to be an Inspecting Officer.
3. An inspecting officer who is unavoidably prevented from discharging all or any of the functions, may by order in writing, appoint any Medical Officer, Assistant Unit Officer, Health Supervisor (Malaria), Senior Malaria Inspector, Senior Sanitary Inspector, Malaria Inspector/Health Inspector/Surveillance Inspector/Sanitary Inspector, Basic Health Workers, Surveillance worker to discharge such functions and every official so appointed shall so far as such functions are concerned be deemed for the purpose of these regulations to be an Inspecting Officer.
4. An Inspecting Officer may enter any premises, for the purpose of fever surveillance, treatment or spray. He may also authorise other persons of his team to enter such premises along with him, as he considers necessary.
5. An Inspecting Officer may put to any person any question he thinks fit, in order to ascertain whether there is any reason to believe or suspect that such person is or may be suffering from Malaria and such person shall give answer truly to question so put to him.
6. Whereas a result of such Inspection or examination or otherwise the Inspecting Officer considers that there is reason to believe or suspect that such person is or may be infected with Malaria the Inspecting Officer may direct such person to give his blood slide for examination and to take such treatment as the Inspecting Officer may consider necessary. In case of a minor, such order shall be directed to the guardian or any other adult member of the family of the minor.
7. The Inspecting Officer may order any premises to be sprayed with insecticides.
8. These regulations shall come into force at once and shall remain in force up to 31st December, 1974.

M. SETH,
Commissioner of Health and Secy.

DEPARTMENT OF TOURISM

The 14th December, 1973

No. 12818-6PP-73/41120.—Whereas it appears to the Governor of Haryana that land specified below is needed by the Government, at public expense, for a public purpose, namely, for the construction of Tourists Development Works in village Ankhir, Hadbast No. 5, tehsil Ballabgarh, district Gurgaon, it is hereby notified that the land in locality described below is likely to be required for the above-said purpose.

This notification is made under the provisions of sections 4 of the Land Acquisition Act, 1894, to all whom it may concern.

In exercise of the powers conferred by the aforesaid section, the Governor of Haryana is pleased to authorise the officers for the time being engaged in the undertaking with their servants and workmen to enter upon and survey any land in the locality and do all other acts required or permitted by that section.

Any person interested who has any objection to the acquisition of any land in the locality may within 30 days of the publication of this notification file an objection, if any, in writing before the Land Acquisition Collector-cum-Sub-Divisional Officer (Civil), Ballabgarh, district Gurgaon.

Plans of the land may be inspected in the office of Land Acquisition Collector-cum-Sub-Divisional Officer (C), Ballabgarh.

SPECIFICATION

District	Tehsil	Village and H. B. No.	Total Area	Khasra No.
Gurgaon	Ballabgarh	Ankhir, H. B. No. 5	K. M. 1,486—14	Rect. No. 49, Killa Nos. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15 20 Rect. No. 56, Killa Nos. $\frac{1}{3}$, $\frac{21}{1}$, Rect. No. 61, Killa Nos. 1 to 4, $\frac{5}{2}$, $\frac{6}{2}$, $\frac{7}{2}$, 8 to 13, $\frac{14}{1}$, $\frac{16}{3}$, $\frac{17}{1}$, $\frac{17}{3}$, $\frac{18}{2}$, 19 to 22, $\frac{23}{1}$, 24 $\frac{2}{1}$, Rect. No. 68, Killa Nos. 1/1, 1/2, $\frac{2}{3}$, 10/3, Rect. No. 65, Killa Nos. $\frac{1}{1}$, $\frac{3}{2}$, $\frac{4}{1}$, $\frac{8}{4}$, $\frac{3}{2}$, $\frac{4}{2}$, $\frac{8}{3}$, 9 to 12, $\frac{13}{1}$, $\frac{19}{2}$, $\frac{22}{2}$, 20, 21, 1, 2, 15 Rect. No. 48, Killa Nos. 14, 1, $\frac{15}{1}$, $\frac{16}{2}$, 17, 3, 18 to 20, 8, 21, 9, 22, 10, $\frac{25}{1}$, 11, $\frac{25}{1}$, 12, 13, Rect. No. 55, Killa Nos. 1 to 4, $\frac{5}{1}$, $\frac{6}{2}$, 7 to 14, $\frac{15}{1}$, $\frac{16}{2}$, 17 to 24, $\frac{25}{1}$, 3, Rect. No. 61, Killa No. $\frac{16}{2}$, $\frac{17}{2}$, $\frac{18}{1}$, $\frac{14}{2}$, Rect. No. 55, $\frac{16}{1}$, $\frac{25}{2}$, Killa No. $\frac{25}{4}$

District	Tehsil	Village and H.B. No.	Total Area	Khasra Nos.	
Gurgaon— <i>concl'd</i>	Ballabgarh— <i>concl'd</i>	Ankhir, H.B. No. 5— <i>concl'd</i>	K. M. 1,486—14 — <i>concl'd</i>	Rect. No. 56, Killa Nos. 1, 2	20, 21 2
				Rect. No. 60, Killa Nos. 1	10
				Rect. No. 61, Killa Nos. 5/3, 6/1, 7/1, 15/1, 23/2, 24/1, 5/1, Rect. No. 47, Killa No. 14, 16, 17, 23	24
				1, 3, 1, 2, 1, 3, 2, 1	2
				25	3
				—, Rect. No. 67, Killa Nos. 1, 3, 5, 7, 8, 14	2
				1/1, 1, 2, 26, 1	15
				6, 5, 6	2
				2, 2, 1, Rect. No. 46, Killa 21	23
				No. —, Rect. No. 74, Killa Nos. 21, 22,	1
				2	
				Rect. No. 75, Killa No. 25,	
				Rect. No. 88, Killa No. 5,	
				Rect. No. 89, Killa Nos. 1 and 2,	
				Rect. No. 220,	
				Rect. No. 49, Killa Nos. 16, 17, 18, 19, 20, 21, 22, 23, 24, 25,	
				Rect. No. 50, Killa Nos. 1 to 25,	
				Rect. No. 51, Killa Nos. 1 to 9, 13 to 17, 24, 25	
				Rect. No. 52, Killa No. 5,	
				Rect. No. 53, Killa Nos. 1 to 19, Killa Nos. 23 to 25,	
				Rect. No. 54, Killa Nos. 1 to 25.	

ASHOK PAHWA, Dy. Secy.

LABOUR DEPARTMENT

The 19th December, 1973

No. 12201-4-Lab-73/41096.—In pursuance of the provisions of Section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Haryana, Rohtak, in respect of the dispute between the workmen and the management of Messrs Super Steel Products, Bahadurgarh.

BEFORE SHRI O.P. SHARMA, PRESIDING OFFICER, LABOUR COURT, HARYANA, ROHTAK

Reference No. 49 of 1973

between

SHRI MOHINDER DUTT AND THE MANAGEMENT OF MESSRS SUPER STEEL PRODUCTS,
BAHADURGARH

Present—

Shri Onkar Parshad, for the workman.
Nemo, for the management.

AWARD

Shri Mohinder Dutt concerned workman was in the service of Messrs Super Steel Products, Bahadurgarh, as a Machine Operator at Rs 120 per mensem having joined service on or about 7th April, 1972. He met with an accident while on duty in the course of the said employment resulting into injury to his right hand ring finger. He was treated at the Civil Hospital at Bahadurgarh and after necessary treatment he was declared fit to join his duty. He approached the management for this purpose. The management, however, refused to take him back on duty. He again pressed for reinstatement as the accident resulting into injury to his right hand ring finger had taken place without his fault and the injury had even been healed as per the medical certificate, Ex.W.1 issued to him by the Chief Medical Officer, Rohtak, which was produced by him before the management on the same day. The management however, did not attach any importance to this fitness certificate and totally refused to take him back on duty. This gave rise to an industrial dispute.

A demand notice in writing was given to the management and also to the Labour Officer-cum-Conciliation Officer which forms part of the present reference. Conciliation proceedings were initiated. The management did not care to appear in those proceedings either. The Conciliation Officer, therefore, submitted his failure report as per the notice, Ex.W.2. and the report Ex.W.3.

On receipt of the failure report from the Conciliation Officer, the Governor of Haryana referred the above dispute for adjudication to this court, in exercise of the powers conferred by clause (c) of sub-section (i) of section 10 of the Industrial Disputes Act, 1947,—*vide* order No. ID/RK/237-A-7-31893-97, dated 5th July, 1973, with the following term of reference.

“Whether the termination of services of Shri Mohinder Dutt was justified and in order ? If not, to what relief is he entitled ?”

The parties were called upon to put in their respective written statements. The workman concerned has relied upon the demand notice, dated 10th April, 1973, already on record. But the management has not cared to come forward and file any written statement to contest the claim of the workman. In the circumstances, there was no alternative but to proceed *ex parte* against the management.

Shri Mohinder Dutt concerned workman has made his own statement on oath in details relating the aforesaid fact. His statement finds further support in the documentary evidence consisting of medical fitness certificate, Ex.W.1, notice issued by the Conciliation Officer, Ex.W.2 and the failure report Ex.W.3. The conduct of the management has throughout been un-just and un-reasonable in not taking him back on duty inspite of the medical fitness certificate and not even coming forward to contest his claim in the conciliation proceedings, as well as, in the present proceedings after the reference of the dispute. In the circumstances, I have no reason to disbelieve the genuineness of the claim of the workman concerned.

For the reasons aforesaid, the issue involved is decided in the favour of the workman and it is held that the termination of his services by the management is not justified and in order and as a result, he is entitled to reinstatement with continuity of his previous service and full back wages when he has not been gainfully employed anywhere inspite of his best efforts during the period of enforced unemployment. The award is made accordingly. He is also entitled to Rs 50 as costs of the present proceedings.

O. P. SHARMA,
Presiding Officer,
Labour Court, Haryana,
Rohtak.

Dated 6th December, 1973.

No. 2661, dated 10th December, 1973

Forwarded (four copies) to the Secretary to Government of Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

O.P. SHARMA,
Presiding Officer,
Labour Court, Haryana,
Rohtak.

The 26th December, 1973

No. 12384-4Lab-73/41268.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Haryana, Rohtak, in respect of the dispute between the workman and management of M/s. Jawala Textile Mills Gurgaon.

BEFORE SHRI O. P. SHARMA, PRESIDING OFFICER, LABOUR COURT, HARYANA,
ROHTAK

Reference No. 34 of 1970

*between*SHRI SARJU BHAGAT, AND THE MANAGEMENT OF M/S JAWALA TEXTILE MILLS,
GURGAON**Present :**

Shri Shardha Nand, for the workman.

Shri G. D. Verma, for the management.

AWARD

This reference arose out of the following facts.

Shri Sarju Bhagat concerned workman was in the service of M/s. Jawala Textile Mills, Gurgaon. The management dismissed him from service by order, dated 22nd February, 1969 allegedly on a charge of misconduct and after holding proper enquiry. Feeling aggrieved, he raised a demand for reinstatement and payment of back wages but without any satisfactory response from the management. This gave rise to an industrial dispute.

On receipt of the failure report from the Conciliation Officer, the Governor of Haryana in exercise of the powers conferred by clause (c) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947, referred the dispute for adjudication to this court —*vide* order No. ID/GG/15051-55, dated 27th May, 1969, with the following term of reference:—

“Whether the dismissal of services of Shri Sarju Bhagat, was justified and in order? If not, to what relief is he entitled?”

The parties put in their respective written statements. The management contested the claim of the workman and the following issues rose for determination in the case.

1. Whether the present reference is bad in law for the reasons given in the written statement ?
2. Whether there is no industrial dispute between the parties as contemplated under the Industrial Disputes Act ?
3. Whether the dismissal of Shri Sarju Bhagat was justified and in order ? If not, to what relief is he entitled ?

The parties led their evidence and arguments were part heard. The case was fixed for further argument on 10th December, 1973 when it was pointed out that Shri Sarju Bhagat concerned workman had died on 22nd October, 1973. His widow Smt. Sohn Devi was present on that day and on the request of both the parties the case was adjourned for an amicable settlement. The settlement has been arrived at and the statements of the parties have been recorded.

The workman concerned has since died, the question of his reinstatement does not arise. His widow Smt. Sohn Devi has received payment of Rs 400/- (Rupees four hundred only) today before the court, in full and final settlement of the entire dues of her husband Shri Sarju Bhagat deceased against the management and a receipt duly thumb marked by her and attested by the Union Leaders has been passed on to the management.

In view of the above, no further proceedings are called for in the case and the award is made in terms of the above settlement holding that the management is not liable to pay any other amount on account of the dues of the workman concerned who has since deceased. In the circumstances, there shall be no order as to costs.

Dated the 14th December, 1973.

O. P. SHARMA,

Presiding Officer,
Labour Court, Haryana,
Rohtak.

No. 2826, dated 17th December, 1973

Forwarded (four copies) to the Secretary to Government, of Haryana, Labour and Employment Departments, Chandigarh as required under section 15 of the Industrial Disputes Act, 1947.

O. P. SHARMA,

Presiding Officer,
Labour Court, Haryana,
Rohtak.

The 31st January, 1974

No. 664-4 Lab-74/3191.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to published the following award of the Presiding Officer, Labour Court, Haryana, Rohtak in respect of the dispute between the workmen and management of M/s. United Oil Mill Machinery and Spares Private Ltd. Mathura Road, Ballabgarh.

BEFORE SHRI O. P. SHARMA, PRESIDING OFFICER, LABOUR COURT, HARYANA, ROHTAK

Reference No. 246 of 1971.

Between

SHRI PARGAT SINGH AND THE MANAGEMENT OF M/S UNITED OIL MILL MACHINERY AND SPARES PRIVATE LTD., MATHURA ROAD, BALLABGARH.

Present :

Shri S. L. Gupta for the management.
Nemo for the workman.

AWARD

By order No. ID/FD/331-C-71/36117-21, dated the 2nd December, 1971 of the Governor of Haryana, the following dispute between the management of M/s United Oil Mill Machinery and Spares Private Ltd., Ballabgarh and its workman Shri Pargat Singh was referred for adjudication to this court for adjudication, in exercise of the powers conferred by clause (c) of sub-section (i) of section 10 of the Industrial Dispute Act, 1947.

"Whether the termination of services of Shri Pargat Singh was justified and in order ? If not, to what relief is he entitled ?"

Notice was given to the parties and they put in their respective written statements. The Management contested the claim of the workman on merits pleading *inter alia* that he was only on probation and his work having not been found to be satisfactory his services had to be terminated and further that the reference was bad in law as the demand was not first raised on the management and rejected by it to constitute an industrial dispute within the meaning of the law. The following 2 issues were framed.

1. Whether the reference is invalid because no demand was first raised with the management directly ?
2. Whether the workman was on probation and during the period of his probation his work was not found satisfactory and so the termination of services were justified ?

After the framing of the above issues, the management pleaded full and final settlement with the workman concerned of which notice was given to him. He has not denied the above plea of the management nor has he come forward to contest his claim himself or through his authorised representative Shri Roshan Lal Sharma, through whose Union the demand notice leading to the present reference had been given.

Statement of the authorised representative of the management has been recorded. According to him Shri Pargat Singh had approached the management for the settlement of his account *vide* application dated 25th September, 1971 Ex. M. 1 and a sum of Rs. 287-50 found/due, as per mutual calculations, was paid to him, *vide* voucher copy Ex. M. 2. The original voucher has also been shown to the court. Shri S. L. Gupta has further sworn testimony to the fact that the application Ex. M. 1 and the original voucher of which copy Ex. M. 2 has been produced in the case are both signed by the worker Shri Pargat Singh who received the aforesaid amount in full and final settlement of his claim against the management giving up his right of reinstatement or re-employment.

In view of the above, no further proceedings are called for and the award is made in terms of the above settlement holding that the workman concerned having voluntarily given up his right of reinstatement or re-employment on receipt of his full dues, he is not entitled to any other relief. In the circumstances, there shall be no order as to costs.

Dated the 16th January, 1974.

O. P. SHARMA
Presiding Officer,
Labour Court, Haryana,
Rohtak.

No. 160, dated the 17th January, 1974

Forwarded (four copies) to the Secretary to Government of Haryana, Labour & Employment, Chandigarh as required under section 15 of the Industrial Disputes Act, 1947.

Dated the 16th January, 1974.

O. P. SHARMA
Presiding Officer,
Labour Court, Haryana,
Rohtak.

S.N. BHANOT,

Commissioner for Labour and Employment
and Secretary to Government Haryana,

CULTURAL AFFAIRS DEPARTMENT

The 5th February, 1974

No. P. R. D. H. (RA)-74/1347-52.—The Governor of Haryana is pleased to constitute Haryana Children's Film Society to get the films prepared for children of different age groups through various sources under the Common Board for Tourism, Cultural Affairs, Archaeology and Wild Life Preservation Department. The composition of the Society shall be as follows :—

1. Principal Secretary to Chief Minister Haryana, Chandigarh.	..	Chairman
2. Secretary/Joint Secretary to Government Haryana, Cultural Affairs Department, Chandigarh	..	Member
3. Director, Public Instruction, Haryana, Chandigarh	..	Do
4. Director, Panchayats, Haryana, Chandigarh	..	Do
5. Director, Social Welfare, Haryana, Chandigarh	..	Do
6. Director, Public Relations and Cultural Affairs, Haryana, Chandigarh	..	Member Secretary

The headquarter of the society would be at Chandigarh or at another place as deemed fit by the society.

The main function of the society will be to get films prepared for children of different age groups through various sources and exhibit these films on rotation basis in all districts.

The funds for the society are to come mainly from the non official sources. Gap, if any, would be abridged by the Government grants.

The society would draw its own rules and regulations for conducting its business. The society will co-opt or specially invite any person it deems for consultation.

The special invitees will be entitled to 1st class Railway fare plus incidental charges/allowances, road mileage and daily allowance admissible to first grade Government employees drawing pay of Rs. 1,000 for the journey as performed for attending the meetings of the society.

Similarly the members would be drawing the T. A., D. A from the funds of the society when they undertake journey for any assignment entrusted by the society.

Director, Public Relations and Cultural Affairs, Haryana who is member Secretary will countersign the T. A. Bills etc.

(Sd.)

Deputy Secretary,
for Secretary to Government, Haryana.